

FAX RECEIVED

FEB 02 2007

Docket No.: 050103-0525

OFFICE OF PETITIONS**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 49745
 :
 Thomas P. NOLAN : Confirmation Number: 2372
 :
 Application No.: 10/764,499 : Group Art Unit: 1773
 : Allowed: September 18, 2006
 Filed: January 27, 2004 : Examiner: Bernatz, Kevin M.

For: LAMINATED PERPENDICULAR MAGNETIC RECORDING MEDIA WITH
 UNCORRELATED GRAINS

PETITION FOR WITHDRAWAL FROM ISSUE (37 CFR 1.313)

Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Attn: Mrs. Frances Hicks
 (Facsimile: 571-273-0025)

Sir:

1. Applicant hereby petitions for the withdrawal of this application from issue.
2. The issue fee for this case

- a. ☐ has NOT been paid, but is due for payment on .
- b. ☒ has been paid on December 18, 2006.

This application is scheduled to

- ☒ issue on February 6, 2007.
- ☒ as patent 7,172,824.

3. The reason for the request for withdrawal from issue is:

- a. ☐ there has been a mistake on the part of the Office.
- b. ☐ there has been a violation of Section 1.56, or illegality in the application.

- ☐ one or more of the claims are unpatentable.

Certification of Facsimile Transmittal
 I hereby certify that this paper is being facsimile
 transmitted to the Patent and Trademark Office
 on the date shown below.
Jim Pollard
 Type or print name of person signing certification
Jim Pollard 2/2/07
 Signature Date

5/3007 CKHLOK 00000025 500417 10764499

01 FC:1464 130.00 DA

WDC99 1344898-1 050103 0525

10/764,499

d. ☐ for purposes of declaring an interference.

e. ☒ Other:

To consider references cited in an Information Disclosure Statement (IDS) filed concurrently with this Petition. A Request for Continued Examination (RCE) is also being concurrently filed.

4. The petition fee (37 CFR 1.17(i)) is paid as follows:

☐ Enclosed is a check in the sum of \$130.00.

☒ Charge Account 500417 the sum of \$130.00.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Bernard P. Codd

Bernard P. Codd

Registration No. 46,429

600 13th Street, N.W.
Washington, DC 20005-3096
Phone: 202.756.8000 BPC:kap
Facsimile: 202.756.8087
Date: February 2, 2007

Please recognize our Customer No. 49745
as our correspondence address.

Confirmation of Facsimile Transmission
I hereby certify that the message is true and correct
to be transmitted to the Patent and Trademark Office
on the date shown below.
Kim Pollard
Type or print name of person signing certification
Kim Pollard Date *2/2/07*
Signature